IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 1763 OF 2006.

State of Maharashtra. ... Appellant.

Versus.

Sitaram Mhatarba Avhad & others. ... Respondents.

Shri S.N.Gawade, A.G.P. for the Appellant.

Shri P.N.Joshi for the Respondents.

CORAM : ABHAY S.OKA, J.

DATED : 1st August, 2006.

P.C.:

1. Admit. The learned Advocate for the Respondents waives service. Hearing expedited.

2. Printing is dispensed with. The Appellant is directed to file private paper book along with sufficient number of copies thereof within a period of one year from today. If the paper book is not filed within the stipulated period, the Appeal will stand dismissed for want of prosecution without further reference to the Court.

3. In exercise of powers under Sub-rule (3) of Rule 1 of Order LXI of the Code of Civil Procedure, 1908 the Appellant is directed to deposit the entire amount due and payable under the impugned Judgment and Award with the Reference Court within a period of 12 weeks from today.

4. The original Claimants will be entitled to withdraw the said amount on furnishing security to the satisfaction of the Reference Court.

Judge.